

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

APPEAL NO.32 OF 1997
IN
SUMMONS FOR JUDGMENT NO.438 OF 1994
IN
SUMMARY SUIT NO.989 OF 1993

1. M/s.Concord Exports & anr. .. Appellants

v/s.

1. Airlift (India) Private Limited,
anr anr.

.. Respondents

None for the appellants.

Mr.S.K.Jain with Ms.Naina Desai for the respondents.

CORAM : R.M.LODHA AND
P.V.KAKADE, JJ.

DATED : 2nd December, 2005

P.C.

Nobody appears for the appellants.

Mr.S.K.Jain, advocate appears for the respondents.

On 18th November, 2005, nobody appeared for the

appellants and we passed the following order:-

"1. Appeal is of the year 1997 and arises out of the Summons for Judgement in the Summary Suit. There is an interim order operating in favour of the appellants.

2. In the circumstances, instead of dismissing the appeal in default today, we grant one opportunity to the appellants or their Advocate to appear and argue the appeal on next date, failing which we may be constrained to dismiss the appeal in default.

3. Stand over for two weeks."

2. Today also, nobody appears for the appellants and in view thereof, we are constrained to dismiss

the appeal in default. We order accordingly. No costs.

(R.M.LODHA, J.)

(P.V.KAKADE, J.)